

JUN 26 2006

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of a utility or plant application filed on or after June 8, 1995. See The America Inventors Protection Act of 1999 (AIPA).	Application Number	10/038,962
	Customer No.	27276
	Filing Date	01/03/02
	First Named Inventor	Gary P. Russell, et al.
	Group Art Unit	2153
	Examiner Name	Yasin M. Barqadle
Attorney Docket Number	TN210/TN243	

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50082 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1253 Gaz. Pat. Office 27 (Apr. 11, 2000), which established RCE practice.

1) Submission required under 37 C.F.R. § 1.114

a) ☒ Previously submitted

- i) ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on May 30, 2006.
 (Any unentered amendment(s) referred to above will be entered).
- ii) ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
- iii) ☐ Other

b) ☒ Enclosed

- i) ☒ Amendment/Reply
- ii) ☐ Affidavit(s)/Declaration(s)
- iii) ☐ Information Disclosure Statement (IDS)
- iv) ☐ Other:

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2) Miscellaneous

- a) ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(f) required)
- b) ☐ Other

3) Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a) ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 19-3790.
- i) ☒ RCE fee required under 37 C.F.R. § 1.17(e) **(\$790.00)**
- ii) ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii) ☐ Other
- b) ☐ Check in the amount of \$ _____ enclosed
- c) ☐ Payment by credit card (Form PTO-2039 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Richard N. Gregson	Registration No.	41,804
Signature		Date	June 26, 2006

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Mail Stop RCE, Alexandria, VA 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on: June 26, 2006

Name (Print/Type)	Pat Oliver	Date	June 26, 2006
Signature			